

FINDINGS AND PURPOSE

SEC. 2. (a) The Congress finds and declares that existing urban areas are rich in cultural and natural resources of national significance which are to be conserved and revitalized wherever possible, and that public policy should promote that objective.

(b) The Congress further finds that despite existing efforts by States and localities and existing Federal programs, the cultural and natural resources in urban areas are often lost because the demands for preservation, interpretation, management, or urban revitalization cannot be adequately met by any one level of government or concerned agency.

(c) It is the purpose of this Act—

(1) to establish a commission to undertake a study and formulate recommendations for the creation of a National System of Cultural Parks;

(2) to establish a demonstration program which will provide financial assistance to States to develop cultural park demonstration projects.

DEFINITIONS

SEC. 3. For the purpose of this Act—

(a) the term “National Cultural Park” shall mean a definable urban or settled area of public and private uses ranging in size from a portion of a municipality to a regional area with a special coherence, such area

1 being distinguished by physical and cultural resources
2 (natural and/or man made including waterways, archi-
3 tecture, or artifacts reflecting a period of style or cul-
4 tural heritage) of greater than local significance and
5 meaning which play a vital role in the life of the com-
6 munity and contribute through interpretive, education-
7 al, and recreational use to the public at large;

8 (b) the term "Secretary" means the Secretary of
9 the Interior;

10 (c) the term "Commission" means the Cultural
11 Park Commission established in section 4 of this Act;

12 (d) the term "management program" includes, but
13 is not limited to, a comprehensive statement in words,
14 maps, illustrations, or other media of communication,
15 prepared and adopted by either a State or political sub-
16 division with the concurrence of the other, setting forth
17 objectives, policies, and standards to guide public and
18 private uses for the preservation, interpretation, devel-
19 opment, and use of cultural, historic, natural, and ar-
20 chitectural resources of greater than local significance.

21 **CULTURAL PARK ADVISORY COMMISSION**

22 **SEC. 4.** (a) There is hereby established a commission to
23 be known as the Cultural Park Advisory Commission (herein-
24 after referred to as the "Commission").

1 (b) The Commission shall be composed of twenty-five
2 members, to be appointed as follows:

3 (1) four Members of the Senate, appointed by the
4 President of the Senate;

5 (2) four Members of the House of Representa-
6 tives, appointed by the Speaker of the House of Repre-
7 sentatives;

8 (3) five members, appointed by each of the follow-
9 ing: the Secretary of the Interior, the Secretary of
10 Housing and Urban Development, the Secretary of
11 Transportation, the Secretary of Commerce, and the
12 Administrator of the Environmental Protection
13 Agency;

14 (4) twelve public members appointed by the Presi-
15 dent of the United States who are not officers or em-
16 ployees of the Federal Government. Seven of the
17 twelve shall be officers of a State or a political subdivi-
18 sion of a State, and five of the twelve shall not be offi-
19 cers or employees of any government. The members
20 appointed pursuant to this paragraph shall have knowl-
21 edge of and experience in urban affairs and shall repre-
22 sent a geographical cross section of the United States.

23 (c) The Commission shall elect a Chairperson from
24 among its members other than the member designated by the
25 Secretary of the Interior.

1 (d) Members of the Commission shall be appointed for
2 the existence of the Commission.

3 (e) A vacancy on the Commission shall be filled in the
4 manner in which the original appointment was made.

5 (f) Members of the Commission who are Members of
6 Congress, or full-time officers or employees of the Federal
7 Government, any State or a political subdivision of a State,
8 shall serve without compensation as such. Other members,
9 when engaged in activities of the Commission, shall be enti-
10 tled to compensation at the rate of not to exceed \$100 per
11 diem. All members of the Commission shall receive reim-
12 bursement for necessary travel and sustenance expenses
13 incurred by them in the performance of the duties of the
14 Commission.

15 DUTIES

16 SEC. 5. (a) The Commission shall undertake a compre-
17 hensive study and formulate recommendations for the cre-
18 ation of a National System of Cultural Parks. It shall provide
19 for the preservation, interpretation, development, and use, by
20 public and private entities, of the natural, historic, cultural,
21 and architectural resources found in definable urban and set-
22 tled areas throughout the Nation. Development and manage-
23 ment of the National Cultural Parks shall be conditioned
24 upon partnership between Federal, State, and local levels of
25 government with Federal financial and technical support for

1 States with appropriate cultural park management programs
2 and, to the maximum extent achievable, shall be accom-
3 plished in a comprehensive manner. In formulating the rec-
4 ommendations, the Commission shall include but not be
5 limited to consideration of—

6 (1) settings in which a distinctive environment or
7 atmosphere prevails which reflects a particular social
8 and historical heritage of significance to the Nation;

9 (2) opportunities of utilizing cultural resources as
10 part of educational programs where both students and
11 visitors can study and understand historical relation-
12 ships and development of such technologies such as the
13 harnessing of water power;

14 (3) urban waterways and other natural areas that
15 offer active and passive recreational opportunities;

16 (4) opportunities for development and revitaliza-
17 tion of urban areas found in the restoration and man-
18 agement of urban natural and cultural resources;

19 (5) existing Federal activities affecting the identifi-
20 cation and management of natural and cultural re-
21 sources in areas which would qualify as a National
22 Cultural Park;

23 (6) procedures for development, use, and coordina-
24 tion of activities in National Cultural Parks;

1 (7) mechanisms for coordinating Federal activities
2 which affect National Cultural Parks and for coordinat-
3 ing Federal, State, and local interests in each such
4 area which would qualify as a National Cultural Park.

5 (b) Within three years after the date on which funds first
6 become available to carry out this Act, the Commission shall
7 submit to the Congress and the President a comprehensive
8 report on its study and investigation under this subsection
9 which shall include its findings, conclusions, and recommen-
10 dations and such proposals for legislation and administrative
11 action as may be necessary to carry out its recommendations.

12 ADMINISTRATIVE PROVISIONS

13 SEC. 6. (a) The Commission shall have the power to
14 appoint and fix the compensation of such personnel as it
15 deems advisable, without regard to the provisions of title 5,
16 United States Code, governing appointments in the competi-
17 tive service, and the provisions of chapter 51 and subchapter
18 III of chapter 53 of such title, relating to classification and
19 General Schedule pay rates, but at rates not in excess of a
20 maximum rate of GS-18 of the General Schedule under sec-
21 tion 5332 of such title.

22 (b) The Commission may procure, in accordance with
23 the provisions of section 3109 of title 5, United States Code,
24 the temporary or intermittent services of experts or consul-
25 tants. Persons so employed shall receive compensation at a

1 rate to be fixed by the Commission but not in excess of \$100
2 per day, including traveltime. While away from his or her
3 home or regular place of business in the performance of serv-
4 ices for the Commission, any such person may be allowed
5 travel expenses, including per diem in lieu of subsistence, as
6 authorized by section 5703(b) of title 5, United States Code,
7 for persons in the Government service employed intermit-
8 tently.

9 (c) Each department, agency, and instrumentality of the
10 United States is authorized and directed to furnish to the
11 Commission, upon request made by the Chairman, on a reim-
12 bursable basis or otherwise, such statistical data, reports, and
13 other information as the Commission deems necessary to
14 carry out its functions under this Act. The Chairman is fur-
15 ther authorized to call upon the departments, agencies, and
16 other offices of several States to furnish, on a reimbursable
17 basis or otherwise, such statistical data, reports, and other
18 information as the Commission deems necessary to carry out
19 its functions under this title.

20 (d) The Commission or, on the authorization of the
21 Commission, any subcommittee or member thereof, may, for
22 the purpose of carrying out the provisions of this Act, hold
23 hearings, take testimony, and administer oaths or affirma-
24 tions to witnesses appearing before the Commission or any
25 subcommittee or member thereof.

DEMONSTRATION GRANTS

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2 SEC. 7. (a) The Secretary may make grants under sub-
3 section (d) of this section for the purpose of assisting such
4 State in the preservation, interpretation, development, and
5 use of cultural historic, natural, and architectural urban re-
6 sources through a cultural park management program or for
7 activities which will otherwise assist the Commission in car-
8 rying out its responsibilities under this Act.

9 (b) The Secretary shall establish and publish in the Fed-
10 eral Register criteria on the basis of which applicants will be
11 selected to receive a grant under this section. Such criteria
12 shall give priority to applicants who submit applications to
13 carry out demonstration projects—

14 (1) which will provide timely information and will
15 be useful to the Commission in undertaking its study
16 and formulating recommendations under section 5;

17 (2) where the applicant and/or political subdivi-
18 sion thereof has a mechanism to develop or administer
19 a comprehensive cultural park management program;

20 (3) which will further the purposes of this Act.

21 (c) A management program for a cultural park shall in-
22 clude—

23 (1) an identification of boundaries of the cultural
24 park and, as appropriate, areas within the boundaries
25 designated for particular nature or intensity of use;

1 (2) an inventory and designation of natural and
2 cultural resources within the cultural park;

3 (3) statement of the goals, objectives, and policies
4 to be achieved by the management program;

5 (4) types of use, both public and private to be
6 accommodated;

7 (5) an identification of the means by which State
8 and local purposes and policies will be coordinated and
9 effectuated with respect to land uses referred to in
10 paragraph (2);

11 (6) a description of the organizational structure
12 proposed to implement such management program, in-
13 cluding the responsibilities and interrelationships of
14 local, State, regional, and Federal agencies in the man-
15 agement process.

16 (d) The Secretary may make a grant annually to any
17 State for the purposes described in subsection (a) of this sec-
18 tion if such State reasonably demonstrates to the satisfaction
19 of the Secretary that such grant will be used to develop a
20 management program consistent with the requirements set
21 forth in subsection (c) of this section or will otherwise demon-
22 strate information of use to the Commission. The amount of
23 any such grant shall not exceed 80 per centum of such
24 State's costs for such purposes in any one year. No State is

1 eligible to receive more than two grants pursuant to this sub-
2 section.

3 (e) The amount of any grant (or portion thereof) made
4 under this section which is not obligated by the State con-
5 cerned during the fiscal year for which it was first authorized
6 to be obligated by such State, or during the fiscal year imme-
7 diately following, shall revert to the Secretary who shall add
8 such amount to the funds available for grants under this sec-
9 tion.

10 (f) With the approval of the Secretary, any State may
11 allocate to any local government, to any areawide agency
12 designated under section 3334 of title 42 to any regional
13 agency, or to any interstate agency, a portion of any grant
14 received by it under this section for the purpose of carrying
15 out the provisions of this section.

16 (g) Each State receiving a grant under this section shall
17 agree to—

18 (1) transmit to the Secretary and the Commission,
19 during its existence, such reports at such times, in
20 such form, and containing such information as the Sec-
21 retary or the Commission determines is necessary to
22 carry out the provisions of this Act; and

23 (2) provide such fiscal control and fund accounting
24 procedures as the Secretary determines are necessary

1 to assure proper disbursement and accounting of Fed-
2 eral funds appropriated under this Act.

3 (h) The Secretary shall consult with the Commission in
4 planning and carrying out the demonstration program de-
5 scribed in this section. Within ninety days after completion of
6 the last demonstration project carried out under this section,
7 the Secretary shall transmit a report to the President and to
8 each House of the Congress. The report shall contain a de-
9 tailed statement of the findings and conclusions of the Secre-
10 tary concerning methods of preserving and managing urban
11 located natural and cultural resources, together with his or
12 her recommendations for such legislation or administrative
13 action concerning such methods as he or she deems appro-
14 priate.

15 (i) The authority to make grants under this section shall
16 expire September 30, 1981.

17 COORDINATION AND COOPERATION—FEDERAL AGENCIES

18 SEC. 8. (a) In carrying out his functions and responsibil-
19 ities under this chapter, the Secretary shall consult with, co-
20 operate with, and, to the maximum extent practicable, co-
21 ordinate his activities with other interested Federal agencies.

22 (b) To the fullest extent practicable and where appropri-
23 ate, each Federal agency shall cooperate with the Commis-
24 sion and with States and political subdivisions thereof which
25 have received a grant under section 7 of this Act to maxi-

1 mize opportunities for the preservation, interpretation, devel-
2 opment, and use of natural and cultural resources in urban
3 areas.

4 **AUTHORIZATION OF APPROPRIATIONS**

5 **SEC. 9.** There is authorized to be appropriated such
6 sums as may be necessary to carry out the purpose of this
7 Act.

8 **EXPIRATION OF THE COMMISSION**

9 **SEC. 10.** The Commission shall cease to exist thirty
10 days after the submission of its report under section 4.

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